

Interim Electioneering Communication Reporting

December 2002

Pursuant to the Bipartisan Campaign Reform Act of 2002, any individual or group that makes electioneering communications in excess of \$10,000 must report to the FEC within 24 hours. Sec. 201. The FEC issued an Interim Reporting Policy on November 21, 2002 to cover any reportable activity occurring before the FEC issues its final reporting rules and makes the new reporting forms available for use. The Interim Reporting Policy applies to the special election in Hawaii for the state's Second Congressional District, which is to be held on January 4, 2003.

According to the Interim Reporting Policy, the individual or person making the electioneering communications must fax or email a report to the FEC within 24 hours. The electioneering communication reports must disclose the following information:

- The name, address, occupation and name of employer or principal place of business of the individual or person making the communication;
- The name, address, occupation and name of employer or principal place of business of any person sharing or exercising control over the person making the communication;
- The name, address, occupation and name of employer or principal place of business of the custodian of the books and accounts from which the disbursements for the communication was made;
- If the person making the communication pays for it exclusively from a segregated bank account, the name and address of persons who donate \$1,000 or more to that account, including the date and amount of those donations;

Authors

D. Mark Renaud
Partner
202.719.7405
mrenaud@wiley.law

- If the person making the communication does not pay for it exclusively from a segregated bank account, the name and address of persons who donate \$1,000 or more to the person making the communication, including the date and amount of those donations;
- Disbursements of more than \$200, including the name and address of the payee, date, amount and purpose of the disbursement, the name of the federal candidate, and the election identified in the communication;
- The total donations received and disbursements made in the report;
- The aggregate disbursements year-to-date;
- The disclosure date (*i.e.*, the date when the communication was first publicly distributed); and
- The following statement: "Under penalty of perjury, I certify that this report is true, correct and complete" followed by the name/signature of the person making the statement and the date.